



LIBRARY
OF
CONGRESS

In the Matter of

Distribution of 1995, 1996, 1997
and 1998 Digital Audio Recording Funds

Docket No. 99-3 CARP DD 95-98

ORDER

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Copyright
Arbitration
Royalty
Panels

The Library has received a pleading from Alicia Carolyn Evelyn ("Evelyn") stylized as a "Rebuttal of the Direct Case of the Settling Parties in the Above-Referenced Distribution Proceeding." No provision is made in the rules or the Library's scheduling order for the filing of rebuttal cases at this stage of the proceeding. Rebuttal cases, if required at all, are filed with the CARP after consideration of the written direct cases. Consequently, the Library is striking Evelyn's pleading, except as noted below.

The Library does note that on page 9, first sentence of the second paragraph, Evelyn states that she opposes a partial distribution of the monies not in controversy in this proceeding. Oppositions to the Music Claimants' motion for partial distribution are due today, and the Library will consider this sentence as constituting Evelyn's objection to the motion. The remainder of her pleading is stricken and will not be considered in this proceeding.

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SO ORDERED.

Marybeth Peters
Register of Copyrights

By: _____

William J. Roberts, Jr.
Senior Attorney

DATE: November 24, 1999